

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 1385 - HB 1495

March 11, 2021

SUMMARY OF BILL: Authorizes a legal guardian or parent to access the medical records of a child legally under the guardian or parent's care. Requires a child to give voluntary, written consent for a legal guardian or parent to obtain medical records once the child reaches the age of maturity.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The Department of Children's Services (DCS), under its Administrative Policies and Procedures: 20.25, currently authorizes a legal guardian or parent to access the medical records of a child legally under their care.
- Codifying current practice will have no significant impact to the policies or procedures of DCS.
- Pursuant to Tenn. Code Ann. § 63-2-101(a) and (b), a health care provider is required to furnish medical records within 10 working days upon receipt of written request by a patient or patient's authorized representative. If the provider fails to comply, notice is given to the provider's respective licensing board under the Division of Health Related Boards (Division).
- Any licensing board under the Division can adhere to the provisions of the proposed legislation and accomplish any necessary rulemaking within existing resources.
- Pursuant to Tenn. Code Ann. § 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Division had an annual surplus of \$2,524,075 in FY18-19, an annual surplus of \$1,107,948 in FY19-20, and a cumulative reserve balance of \$34,229,587 on June 30, 2020.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic". The signature is written in a cursive, flowing style.

Bojan Savic, Interim Executive Director

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